

**IN THE MATTER OF THE *FINANCIAL
INSTITUTIONS ACT*, RSBC 1996, C. 141**

and

Auto Shield Canada

(Pursuant to section 208 of the *Financial Institutions Act*)

Undertaking

[This Undertaking has been redacted prior to publication.]

WHEREAS BC Financial Services Authority (“BCFSA”) completed an investigation into the conduct of extra-provincial corporation All Shield Corporation, carrying on business as Auto Shield Canada (“ASC”), pursuant to an Order issued under section 215(1) of the *Financial Institutions Act* (“FIA”);

AND WHEREAS the Superintendent of Financial Institutions (the “Superintendent”) is of the opinion, based on the investigation, that ASC carried on the business of insurance in B.C. during the years 2022 to 2024 inclusive when ASC underwrote, marketed, and administered road hazard and vehicle appearance protection contracts (“Contracts”) to B.C. consumers (“Policyholders”) which the Superintendent considers to be automobile insurance contracts, without being authorized to do so as required under the FIA, contrary to section 75 of the FIA;

AND WHEREAS ASC does not admit that it breached the FIA in relation to the Contracts, but acknowledges that the Superintendent is of the opinion that the alleged breach of section 75 of the FIA took place;

AND WHEREAS ASC, on its own initiative, reviewed its contracts and distribution model and beginning on September 15, 2024, ASC has partnered with an authorized insurer and a licensed insurance agent in respect of the Contracts,

AND WHEREAS the Superintendent is not aware of any consumer harm to British Columbia customers and ASC acknowledges the right of Policyholders to make claims for indemnity according to terms of their respective Contracts until the expiration date of the Contracts;

AND WHEREAS ASC is committed to continuous compliance with the FIA going forward;

AND WHEREAS the Superintendent considers it appropriate to enter into this Undertaking pursuant to section 208 of the FIA;



AND WHEREAS, ASC undertakes the following:

1. Not to carry on the business of an insurer in British Columbia;
2. To ensure that any claims for indemnity by Policyholders pursuant to the terms of the Contracts will be administered according to the terms and conditions of the Contracts;
3. To pay to BCFSA the total amount of \$35,000 within 60 days of the date of this Undertaking in lieu of a recommendation that the Superintendent issue a Notice of Administrative Penalty under section 253.1 of the FIA; and
4. To pay BCFSA investigative costs in the total amount of \$5,000 within 60 days of this Undertaking in lieu of the Superintendent issuing an order for investigative costs to be paid under section 241.1 of the FIA.

This Undertaking may be amended by the written agreement between the Superintendent and ASC.

Signed to at the City of Oakville
in the province of Ontario, Canada.
This 29 day of November, 2024

"Original signed by Herb Cline"

Authorized Signatory – Auto Shield Canada

Name: Herb Cline
Title: President - ASC

Signed to at the City of Vancouver
Province of British Columbia, Canada
This 29th day of November 2024

"Original signed by Joy Tcheng"

Authorized Signatory - BC Financial Services Authority

Name: Joy Tcheng
Title: Vice President, Supervision